IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO.14317 of 2004

Between:

K.Soma Sundar Rao, S/o Arun,
R/o Nikarampalli, Markapur Mandal, Prakasam District.

..... PETITIONER

AND

1 The District Educational Officer, Ongole, Prakasam District.
2 The Special Officer Aided Elementary School/M.E.O., Pedda Araveedu

Mandal, Markapur Mandal, Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue an order or direction, particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents in administrating the school without sufficient teachers as contrary to the staff pattern prescribed by the Government, and consequently direct the respondents to take measure to fill up the vacant Teacher Post and grant such other relief.

Counsel for the Petitioner: MR.KASA JAGANMOHAN REDDY

Counsel for the Respondent Nos.1 and 2: GP FOR EDUCATION

The Court at the admission stage made the following Order:

–

–

–

–

–

–

–

–

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

WRIT PETITION NO.14317 OF 2004

ORDER:

Heard the learned Counsel for the petitioner and the learned Government Pleader for Education.

At the request of both the Counsel this writ petition is taken up for hearing and the same is being disposed of at the admission stage.

Petitioner, who claims to be the successor of one Elementary School at Nikarampalli established by his grand-father, filed O.S.No.420 of 2002 on the file of the Junior Civil Judge, Markapur, claiming Correspondent-ship and the same is pending. In view of the pendency of the suit, the second respondent was appointed as Special Officer. Since the said Elementary School had two aided teacher posts, one teacher retired on 30-06-2002 and another teacher is going to retire on 30-06-2005 and as the single teacher cannot handle the School, petitioner made a representation dated 17-06-2004 to the first respondent-District Educational Officer, to fill up the vacant post. The grievance of the petitioner is that the respondents are not taking any steps on the said representation. Hence the writ petition.

Having regard to the facts and circumstances of the case, the first respondent shall consider the representation dated 17-06-2004 made by the petitioner and pass appropriate orders within a period of six weeks from the date of receipt of a copy of this order after due intimation to the petitioner.

The Writ Petition is accordingly disposed of. No costs.

13-08-2004

usd

To

1 The District Educational Officer, Ongole, Prakasam District.
2 The Special Officer Aided Elementary School/M.E.O., Pedda Araveedu

Mandal, Markapur Mandal, Prakasam District.

3 2CCs to GP for Education, High Court Buildings, Hyderabad (o.u.t)

4 2CD copies